

The Honorable Richard A. Jones
The Honorable James P. Donohue

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KYLE LYDELL CANTY,

Plaintiff,

vs.

CITY OF SEATTLE, et. al.,

Defendants.

No. 2:16-cv-01655-RAJ-JPD

KING COUNTY DEFENDANTS'
RESPONSE TO PLAINTIFF'S
MOTIONS

I. RELIEF REQUESTED

Defendants King County, Gail Bonicalzi, and Melinda Hasegawa (King County Defendants) request the Court deny Plaintiff Canty's Second Motion for Appointment of Counsel (Dkt. 138) and Plaintiff's Motion for Extension of Time (Dkt. 139).

II. FACTS RELEVANT TO MOTION

Plaintiff has filed an amended civil rights complaint naming King County and Designated Mental Health Providers Gail Bonicalzi and Melinda Hasegawa. (Dkt. 38) Plaintiff alleges that King County Defendants violated his rights under the Fourth, Fifth and Eighth Amendments by having him civilly committed at Harborview Medical Center for 72 hours. (Dkt. 38). Plaintiff has since filed various motions with this Court.

III. ARGUMENT

KING COUNTY DEFENDANTS' RESPONSE TO
PLAINTIFF'S MOTIONS- 1

Daniel T. Satterberg, Prosecuting Attorney
CIVIL DIVISION, Litigation Section
900 King County Administration Building
500 Fourth Avenue
Seattle, Washington 98104
(206) 296-0430 Fax (206) 296-8819

1 Rather than repeating their previously made arguments, King County Defendants rely on
2 their Response to Plaintiff's First Motion to Appoint Counsel (Dkt. 106) and their Reply in
3 Support of their Motion to Dismiss and Motion for Summary Judgment (Dkt. 146) (addressing
4 Plaintiff's request for an extension of time) to respond to these current pending motions.

5 **IV. CONCLUSION**

6 For the foregoing reasons, King County Defendants request that Plaintiff's motions be
7 denied.

8 DATED this 30th day of October, 2017.

9 DANIEL T. SATTERBERG
10 King County Prosecuting Attorney

11 By: /s/ Samantha D. Kanner
12 SAMANTHA D. KANNER, WSBA #36943
13 Senior Deputy Prosecuting Attorney
14 Attorneys for King County Defendants
15 500 Fourth Avenue, 9th Floor
16 Seattle, WA 98104
17 Telephone: (206) 296-8820
18 E-Mail: Samantha.Kanner@kingcounty.gov

16 **CERTIFICATE OF FILING AND SERVICE**

17 I hereby certify that on October 30, 2017, I electronically filed the foregoing document(s)
18 along with the Proposed Order Denying Plaintiff's Motions with the Clerk of the Court using the
19 CM/ECF E-Filing System, thus electronically serving counsel for City of Seattle Defendants, and
20 notifying of such filing to the following:

21 **Kyle Lydell Canty**
22 **DOC #401358**
23 **Washington Corrections Center**
P.O. Box 900
Shelton, WA 98584

DOCWCCInmateFederal@DOC1.WA.GOV

KING COUNTY DEFENDANTS' RESPONSE TO
PLAINTIFF'S MOTIONS- 2

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1
2 I certify under penalty of perjury under the laws of the United States and the State of
3 Washington that the foregoing is true and correct.

4 DATED this 30th day of October, 2017.

5
6 /s/Lindsey Macalalad
7 LINDSEY MACALALAD
8 Legal Secretary
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